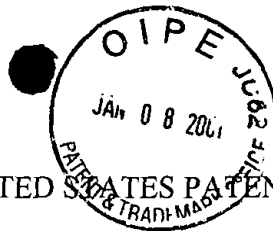


Sector #



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter Günzburg, Dieter Klein, Walter Tabotta and Brian Salmons
Application No.: 09/610,215 Group: 1645
Filed: July 5, 2000 Examiner: Not Yet Assigned
For: Reconstituting Retroviral Vector (ReCon Vector) for Targeted Gene Expression

Date: <u>1.8.01</u>
EXPRESS MAIL LABEL NO. <u>EL 762 340 326 US</u>

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated September 7, 2000, the following documents and fees are being submitted for filing in the captioned application:

- [X] **EXECUTED DECLARATION/POWER OF ATTORNEY** - A copy of the Notice is attached.
(Separate transmittal letter and postcard not required)
- [] **FILING FEE** - with Fee Transmittal for Patent Applications in duplicate.
(Separate transmittal letter and postcard not required)
- [X] **SURCHARGE** - surcharge fee of \$130.00.
(Separate transmittal letter and postcard not required)

01/12/2001 AGDITOM 00000086 09610215

02 FC:116

390.00 DP

☒ **SEQUENCE LISTING** - Filed concurrently and is attached.

(Separate transmittal letter and postcard required)

☒ **PETITION FOR EXTENSION OF TIME**

☒ Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated September 7, 2000 for two month(s) from November 7, 2000 to January 7, 2001. The appropriate fee of \$390.00 is included in the enclosed check.

☐ A ☐ month extension of time to respond to the Notice to File Missing Parts dated ☐ was filed on ☐ with payment of a \$☐ fee.

☐ Applicant hereby petitions for an additional ☐ month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$☐ is included in the enclosed check.

(Separate Petition for Extension of Time and postcard not required)

☒ **REQUEST FOR CORRECTED FILING RECEIPT** - Filed concurrently and is attached.

(Separate transmittal letter and postcard required)

☐ **VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**

☐ Was filed on ☐.

☐ Is enclosed herewith.

(Separate transmittal letter and postcard not required)

☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$☐ which were paid on ☐ to be deposited in Deposit Account No. 08-0380.

The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$520.00. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Anne J. Collins
Anne J. Collins
Registration No.: 40,564
Tel.: (781) 861-6240
Fax: (781) 861-9540

Lexington, Massachusetts 02421-4799

Date: January 8, 2001

AJC:jcc
01/08/01PATENT APPLICATION
Docket No.: 231629000

Box Sequence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Walter Günzburg, Dieter Klein, Walter Tabotta and Brian Salmons

Serial No.: 09/610,215

Group Art Unit: 1645

Filed: July 5, 2000

Examiner: Not Yet Assigned

For: Reconstituting Retroviral Vector (ReCon Vector) for Targeted Gene Expression

RECEIVED

JAN 18 2001

TECH CENTER 1600/2900

RECEIVED

JAN 22 2001

TECH CENTER 1600/2900

Date: 1.8.01

EXPRESS MAIL LABEL NO. EL76234032645

TRANSMITTAL OF SEQUENCE LISTING AND
PRELIMINARY AMENDMENTBox Sequence
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Although a Notice to Comply with Sequence Rules 37 C.F.R. §§1.821-1.825 has not been received in our offices, transmitted herewith is a copy of the "Sequence Listing" (sheets 1/3 through 3/3) in paper form for the above-identified patent application as required by 37 C.F.R. §1.821(c) and a copy of the "Sequence Listing" in computer readable form as required by 37 C.F.R. §1.821(e). As required by 37 C.F.R. §1.821(f), Applicant's Attorney hereby states that the content of the "Sequence Listing" in paper form and the computer readable form of the "Sequence Listing" are the same and, as required by 37 C.F.R. §1.821(g), also states that the submission includes no new matter.

Applicant's Attorney submits the following amendments to comply with 37 C.F.R.

§1.821:

In the Specification

Please insert the attached "Sequence Listing" (sheets 1/3 through 3/3), and comprising SEQ ID NOS: 1-10, into the above-referenced application.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Anne J. Collins
Anne J. Collins
Registration No. 40,564
Telephone (781) 861-6240
Facsimile (781) 861-9540

Lexington, Massachusetts 02421-4799

Date:

January 8, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/610,215	07/05/2000		2316.2003-000

Anne J Collins
Hamilton Brook Smith & Reynolds PC
Two Militia Drive
Lexington, MA 02421-4799



FORMALITIES LETTER



OC000000005381701

Date Mailed: 09/07/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/12/2001 16:01:00 00000006 09610215
01 FC:105
130.00 OP